IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

Bail Appl..No. 6072 of 2007(A)

CRIME NO. 114/07 OF KAYAMKULAM EXCISE RANGE
CMP.4808/2007 of J.M.F.C., HARIPAD

.....

PETITIONER : ACCUSED:

AJIKUMAR, S/O.GOPALAN,
THANDALATHU PADITTATHIL VEEDU,
MUTHUKULAM SOUTH MURI, MUTHUKULAM VILLAGE,
KARTHIKAPPALLY TALUK.

BY ADV. SRI.C.SUNIL KUMAR

RESPONDENTS: COMPLAINANT:

---

1. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE EXCISE INSPECTOR, KAYAMKULAM
EXCISE RANGE.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

- -

B.A.No. 6072 of 2007

- -

Dated this the 8th day of October, 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession of 5 litres arrack when he was intercepted by the detecting official on 12.9.2007. The petitioner was arrested and he continues in custody from that date. There are two other earlier crimes under the Kerala Abkari Act also registered against the petitioner, submits the learned Prosecutor.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 15.10.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

(b) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

tm